

0/507306

U.S. DEPARTMENT OF COMMERCE
PATENT AND TRADEMARK OFFICETRANSMITTAL LETTER TO THE UNITED STATES
DESIGNATED/ELECTED OFFICE (DO/EO/US)
CONCERNING A FILING UNDER 35 U.S.C. 371 AND 37 CFR 1.491

70321/0004US


U.S. APPLICATION NO.
10/505,310INTERNATIONAL APPLICATION NO.
PCT/AU03/00226INTERNATIONAL FILING DATE
21 February 2003 (21.02.2003)PRIORITY DATE CLAIMED
22 February 2002 (22.02.2002)TITLE OF INVENTION
BAIT HOLDING SYSTEMAPPLICANT(S) FOR DO/EO/US
Kalazich, Graham

Applicant herewith submits to the United States Designated/Elected Office (DO/EO/US) the following items and other information:

1. ☐ This is a **FIRST** submission of items concerning a filing under 35 U.S.C. 371 and 37 CFR 1.491.
2. ☒ This is a **SECOND** or **SUBSEQUENT** submission of items concerning a filing under 35 U.S.C. 371 and 37 CFR 1.491.
3. ☒ This is an express request to begin national examination procedures (35 U.S.C. 371(f)).
4. ☐ The US has been elected by the expiration of 19 months from the priority date (PCT Article 31).
5. ☐ A copy of the International Application as filed (35 U.S.C. 371(c)(2))
 - a. ☐ is attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ has been communicated by the International Bureau.
 - c. ☐ is not required, as the application was filed in the United States Receiving Office (RO/US).
6. ☐ An English language translation of the International Application as filed (35 U.S.C. 371(c)(2)).
 - a. ☐ is attached hereto.
 - b. ☐ has been previously submitted under 35 U.S.C. 154(d)(4).
7. ☐ Amendments to the claims of the International Application under PCT Article 19 (35 U.S.C. 371(c)(3))
 - a. ☐ are attached hereto (required only if not communicated by the International Bureau).
 - b. ☐ have been communicated by the International Bureau.
 - c. ☐ have not been made; however, the time limit for making such amendments has NOT expired.
 - d. ☐ have not been made and will not be made.
8. ☐ An English language translation of the amendments to the claims under PCT Article 19 (35 U.S.C. 371(c)(3)).
9. ☒ An oath or declaration of the inventor(s) (35 U.S.C. 371(c)(4)).
10. ☐ An English language translation of the annexes to the International Preliminary Examination Report under PCT Article 36 (35 U.S.C. 371(c)(5)).
11. Nucleotide and/or Amino Acid Sequence Submission
 - a. ☐ Computer Readable Form (CRF)
 - b. Specification Sequence Listing on:
 - i. ☐ CD-ROM or CD-R (2 copies); or
 - ii. ☐ Paper Copy
 - c. ☐ Statement verifying identity of above copies

Items 12 to 19 below concern other document(s) or information included:

12. ☐ An Information Disclosure Statement under 37 CFR 1.97 and 1.98.
 - ☐ Form PTO-1449
 - ☐ Copies of Listed Documents
13. ☐ An assignment for recording. A separate cover sheet in compliance with 37 CFR 3.28 and 3.31 is included.
14. ☐ A FIRST preliminary amendment.
☒ A SECOND or SUBSEQUENT preliminary amendment.
15. ☐ A substitute specification.
16. ☐ A change of power of attorney and/or address letter.
17. ☐ Application Data Sheet Under 37 CFR 1.76
18. ☒ Return Receipt Postcard
19. ☒ Other items or information: Response to Notification of Missing Requirements

| | | | | | |
|--|--------------|---|------------|-------------------------------------|----|
| U.S. APPLICATION NO. 10/505,310 | | INTERNATIONAL APPLICATION NO. PCT/AU03/00226 | | ATTORNEY DOCKET NO. 70321-0004US | |
| 20. The following fees are submitted: | | | | | |
| <input type="checkbox"/> a) Basic national fee.....\$300.00 | | | | \$ | |
| <input type="checkbox"/> b) Examination fee.....\$200.00 | | | | \$ | |
| <input type="checkbox"/> c) Search fee.....\$500.00 | | | | \$ | |
| TOTAL OF ABOVE CALCULATIONS = \$1000.00 | | | | \$ | |
| <input type="checkbox"/> Additional fee for specification and drawings filed in paper over 100 sheets (excluding sequence listing or computer program listing filed in an electronic medium). The fee is \$250.00 for each additional 50 sheets of paper or fraction thereof. | | | | | |
| Total Sheets | Extra Sheets | Number of each additional 50 or fraction thereof (round up to a whole number) | RATE | | |
| -100= | /50= | | x \$250.00 | \$ | |
| Surcharge of \$130.00 for furnishing the oath or declaration later than 30 months from the earliest claimed priority date (37 CFR 1.492(e)). | | | | \$ | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | | |
| Total Claims | -20 = | 0 | x \$ 50.00 | \$ | |
| Independent Claims | - 3 = | 0 | x \$200.00 | \$ | |
| <input type="checkbox"/> Multiple Dependent Claim(s) (if applicable) | | | + \$360.00 | \$ | |
| TOTAL OF ABOVE CALCULATIONS= | | | | \$ | |
| <input type="checkbox"/> Applicant claims small entity status. See 37 CFR 1.27. The fees indicated above are reduced by 1/2. | | | | \$ | |
| SUBTOTAL= | | | | \$ | |
| Processing fee of \$130.00 for furnishing English Translation later than <input type="checkbox"/> 20 <input type="checkbox"/> 30 months from the earliest claimed priority date. | | | | \$ | |
| TOTAL NATIONAL FEE= | | | | \$ | |
| Fee for recording the enclosed assignment. The assignment must be accompanied by an appropriate cover sheet. \$40.00 per property | | | | + | \$ |
| TOTAL FEE ENCLOSED= | | | | \$ | |
| 04/25/2005 SNAJARRO 00000145 070181 10505310 | | | | Amount to be: | |
| | | | | refunded | \$ |
| 01 FC:2617 65.00 DA | | | | charged: | \$ |
| | | | | | |
| a. <input type="checkbox"/> A check in the amount of \$ to cover the above fee is enclosed. b. <input type="checkbox"/> Please charge Deposit Account No. 07-0181 in the amount of \$ to cover the above fees. A duplicate copy of this sheet is enclosed. c. <input checked="" type="checkbox"/> The Commissioner is hereby authorized to charge any additional fees which may be required, or credit any overpayment to Deposit Account No. 07-0181. A duplicate copy of this sheet is enclosed. | | | | | |
| NOTE: Where an appropriate time limit under 37 CFR 1.494 or 1.495 has not been met, a petition to revive (37 CFR 1.137(a) or (b)) must be filed and granted to restore the application to pending status. | | | | | |
| SEND ALL CORRESPONDENCE TO: Customer Number: 08968 Gardner Carton & Douglas LLP 191 N. Wacker Drive, Suite 3700 Chicago, Illinois 60606-1698 | | | | | |
|  Barry W. Sufrin, Registration No. 27,398 One of the Attorneys for Applicant(s) | | | | | |
| Date: April 20, 2005 | | | | | |

U.S. APPLICATION NO.
10/505,310

INTERNATIONAL APPLICATION NO.
PCT/AU03/00226

ATTORNEY DOCKET NO.
70321-0004US

CERTIFICATION UNDER 37 CFR 1.10


"Express Mail" Label Number: **EU909390869US**

Date of Deposit: April 20, 2005

I hereby certify that this express request to begin national examination procedures under 35 U.S.C. 371(f) of the International Patent Application referenced above, including all of the items listed thereon as enclosures, is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" Service under 37 CFR 1.10 on the date indicated above and is addressed to Mail Stop PCT, Commissioner for Patents, Attention: DO/EO/US, P.O. Box 1450, Alexandria, Virginia 22313-1450.

Zenash S. Kebede

Printed Name of Person Signing:


Signature

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:

Graham Kalazich

Art Unit: Unassigned

Application No. 10/505,310

Examiner: Unassigned

Filed: August 20, 2004

For: BAIT HOLDING SYSTEM

RESPONSE TO NOTIFICATION OF MISSING REQUIREMENTS

Mail Stop PCT
Commissioner for Patents
P.O. Box 1450
Alexandria, Virginia 22313-1450

Dear Sir

Applicants hereby respond to the Notification of Missing Requirements dated March 14, 2005.

The items checked below are appropriate:

1. Status of Applicant

This application is on behalf of ☐ other than a small entity or ☒ a small entity.

2. Documents Submitted Herewith

- a. ☒ Executed Declaration of inventor(s)
- b. ☐ Nucleotide and/or Amino Acid Sequence Submission:
 - i. ☐ Computer Readable Form (CRF)
 - ii. Specification Sequence Listing on:
 - (1) ☐ CD-ROM or CD-R (2 copies); or
 - (2) ☐ Paper Copy
 - iii. ☐ Statement verifying identity of above copies
- c. ☐ Verified English translation of application
- d. ☒ Copy of the Notice to Missing Requirements.
- e. ☐ Substitute Drawings
- f. ☒ Other: Preliminary Amendment

In re Appln. of Graham Kalazich
 Application No. 10/505,310
 (U.S. National Phase of PCT/AU03/00226)

3. Fees

Application Filing Fee

| APPLICATION FEES | | | | |
|---|--------------|--------------|------------|---------------|
| FEES | | | | |
| CLAIMS | NUMBER FILED | NUMBER EXTRA | RATE | |
| Total Claims | 44 - 55 = | 0 | x \$ 50.00 | \$ 0.00 |
| Independent Claims | 6 - 8 = | 0 | x \$200.00 | \$ 0.00 |
| <input type="checkbox"/> Multiple Dependent Claims(s) if applicable | | | +\$360.00 | \$ |
| Total of above calculations = | | | | \$ 0.00 |
| Reduction by 50% for filing by small entity = | | | | \$() |
| Fee Due = | | | | \$0.00 |

Late Filing of Oath or Declaration

Pursuant to 37 CFR 1.16(e), the surcharge for filing this Response is for ☐ other than a small entity or ☒ a small entity.

Fee Due \$ 65.00

Submitting a Translation of the Specification

Pursuant to 37 CFR 1.17(i), the surcharge for submitting an English translation of the non-English specification is included.

Fee Due \$ 0.00

Extension of Time

☐ Applicants petition for a one-month extension of time under 37 CFR 1.136, the fee for which is \$ \$110.00

☒ Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that applicants have inadvertently overlooked the need for a petition and fee for extension of time.

Fee Due \$0.00

4. Total Fee Due

The total fee due is:

| | |
|--------------------------------------|----------|
| Application Filing Fee | \$0.00 |
| Late Filing of Declaration Surcharge | \$ 65.00 |
| Non-English Specification Surcharge | \$ 0.00 |
| Extension of Time Fee | \$ 0.00 |

Total Fee Due: \$65.00

In re Appln. of Graham Kalazich
Application No. 10/505,310
(U.S. National Phase of PCT/AU03/00226)

5. Fee Payment

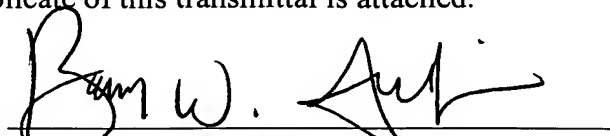
☐
☒

Attached is a check in the sum of \$
Charge Account No. 07-0181 the sum of \$65.00. A duplicate of this
transmittal is attached.

6. Fee Deficiency

☒

If any additional fee is required in connection with this communication, charge
Account No. 07-0181. A duplicate of this transmittal is attached.



Barry W. Sufrin, Reg. No. 27,398
One of the Attorneys for Applicant(s)
GARDNER CARTON & DOUGLAS LLP
191 N. Wacker Drive, Suite 3700
Chicago, Illinois 60606-1698
(312) 569-1000 telephone
(312) 569-3000 facsimile
Customer No.: 08968

Date: April 20, 2005



UNITED STATES PATENT AND TRADEMARK OFFICE

UNITED STATES DEPARTMENT OF COMMERCE
 United States Patent and Trademark Office
 Address: COMMISSIONER FOR PATENTS
 P.O. Box 1450
 Alexandria, Virginia 22313-1450
 www.uspto.gov

| | | |
|-----------------------------|-----------------------|------------------|
| U.S. APPLICATION NUMBER NO. | FIRST NAMED APPLICANT | ATTY. DOCKET NO. |
| 10/505,310 | Graham Kalazich | 201423-9004 |

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|-------------------------------|
| INTERNATIONAL APPLICATION NO. |
|-------------------------------|

PCT/AU03/00226

| | |
|-----------------|---------------|
| LA. FILING DATE | PRIORITY DATE |
|-----------------|---------------|

02/21/2003

02/27/2002

1131
 MICHAEL BEST & FRIEDRICH LLC
 401 NORTH MICHIGAN AVENUE
 SUITE 1900
 CHICAGO, IL 60611-4212

CONFIRMATION NO. 6012

371 FORMALITIES LETTER



OC000000015442454

Date Mailed: 03/14/2005

NOTIFICATION OF MISSING REQUIREMENTS UNDER 35 U.S.C. 371 IN THE UNITED STATES DESIGNATED/ELECTED OFFICE (DO/EO/US)

The following items have been submitted by the applicant or the IB to the United States Patent and Trademark Office as a Designated / Elected Office (37 CFR 1.495).

- Indication of Small Entity Status
- Copy of the International Application filed on 08/20/2004
- Copy of the International Search Report filed on 08/20/2004
- Copy of IPE Report filed on 08/20/2004
- Preliminary Amendments filed on 08/20/2004
- Small Entity Statement filed on 08/20/2004
- U.S. Basic National Fees filed on 08/20/2004
- Priority Documents filed on 08/20/2004

The following items **MUST** be furnished within the period set forth below in order to complete the requirements for acceptance under 35 U.S.C. 371:

- Oath or declaration of the inventors, in compliance with 37 CFR 1.497(a) and (b), identifying the application by the International application number and international filing date.
- \$65 Surcharge for providing the oath or declaration later than 30 months from the priority date (37 CFR 1.492(e)) is required.

SUMMARY OF FEES DUE:

Total additional fees required for this application is \$65 for a Small Entity:

- \$65 Late oath or declaration Surcharge.

ALL OF THE ITEMS SET FORTH ABOVE MUST BE SUBMITTED WITHIN TWO (2) MONTHS FROM THE

DATE OF THIS NOTICE OR BY 32 MONTHS FROM THE PRIORITY DATE FOR THE APPLICATION, WHICHEVER IS LATER. FAILURE TO PROPERLY RESPOND WILL RESULT IN ABANDONMENT.

The time period set above may be extended by filing a petition and fee for extension of time under the provisions of 37 CFR 1.136(a).

Applicant is reminded that any communications to the United States Patent and Trademark Office must be mailed to the address given in the heading and include the U.S. application no. shown above (37 CFR 1.5)

*A copy of this notice **MUST** be returned with the response.*

WINSTON M ALVARADO

Telephone: (703) 308-9140 EXT 206

PART 1 - ATTORNEY/APPLICANT COPY

| U.S. APPLICATION NUMBER NO. | INTERNATIONAL APPLICATION NO. | ATTY. DOCKET NO. |
|-----------------------------|-------------------------------|------------------|
| 10/505,310 | PCT/AU03/00226 | 201423-9004 |

FORM PCT/DO/EO/905 (371 Formalities Notice)